TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a IN RE: PETITION FOR ZONING '4 IA'CE BEFORE THE N/S Right Aileron Street. 257' W of Right Wing Drive Variance from Section 1 BO2.3.C.1. to allow a side yard set back of 9 ZONING COMMISSIONER (27 Right Aileron Street) instead of the required 10', and 27' rear yard set back instead of 15th Election District OF BALTIMORE COUNTY 6th Councilmanic District Case No. 88-281-A V. Harvey Hodgin, Sr., et al The first first of the distribution of the second statement of the second of the secon Petitioners of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) Owners have purchased materia a to construct a home on a lot in which MEMORANDUM AND ORDER the original home was destroy i by fire. Building setback requirements were not considered at time of purchase and a variance to the rear set-The Petitioners herein request a zoning variance to permit a side yard back is requested. The owners wish to construct a driveway to the side and request a side yard setback variance to the opposite side. The new dwelling would be an improvement to the neighborhood. setback of 9 feet in lieu of the required 10 feet, and a rear yard setback of 27 feet in lieu of the required 30 feet for a proposed dwelling, as more particu-Property is to be posted and advertised as prescribed by Zoning Regulations. larly described on Petitioner's Exhibit 1. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County, The Petitioners, by William R. Sutton, Esquire, appeared and testified. There were no Protestants. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Based upon the testimony and evidence presented at the hearing, all of which was uncontradicted, it is the opinion of the Zoning Commissioner that the Contract Purchaser: relief requested sufficiently complies with the requirements of Section 307 of V. Harvey Hodgin, Sr., the Baltimore County Zoning Regulations (B.C.Z.R.) and therefore, the variance (Type or Print Name) (Type of Print Name) should be granted. There is no evidence in the record that the subject variance would adversely affect the health, safety, and/or general welfare of the public. (Type or Print Name) Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners. City and State Pursuant to the advertisement, posting of the property, and public hear-Attorney for Petitioner: William R. Sutton 23 L. Aileron Street 391-1933 this Petition held, in the opinion of the Zoning Commissioner, the re-(Type or Print Name) quested variance should be granted. Baltimore, Maryland 21220 City and State THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this getter day of January, 1988, that a side yard setback of 9 feet in lieu of 2115 Old Orems Road Name, address and phone number of legal owner, contract purchaser or representative to be contacted Baltimore, Maryland 21220 V. Harvey Hodgin, Sr. the required 10 feet, and a rear yard setback of 27 feet in lieu of the required City and State 30 feet for a proposed dwelling, in accordance with Petitioner's Exhibit 1, be Attorney's Telephone No.: 686-2200 23 L. Aileron Street 391-1933 ORDERED By The Zoning Commissioner of Baltimore County, this Zoning Commissioner of Baltimore County. PROPERTY DESCRIPTION OF 27 Right Aileron Street Baltimore County, Maryland 21220 BEGINNING at a point on the north side of Right Aileron Street, 50 feet wide, at a distance of 257 feet west of Right Wing Drive and being Lot No. 139 as shown on the Plat of Aero Acres-Section I, recorded in Plat Book 13, Folio 139. Times Notice of Hearing The Zoning Commissioner of Balti-mere County, by authority of the Zon-ing Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, lo-cated at 111 W. Chesapeake Avenue in This is to Certify, That the annexed Towson, Maryland as follows: Case No. 88-281-A N/8 Right Ailerson St. 267 of Right Wing Dr. ve (27 Right Allerson St.)

18th Election District

6th Councilmanic District

V. Harvey Hodgin, Sr. -- Petitioner
TUESDAY, JAKUARY 26, 1988 was inserted in Ge Times, a newspaper printed and published in Baltimore County, once in each AT 5:00 P.M. Variance to allow a side yas I see of 9' instead of the required 10 feet and 27 foot reax yard setback instead of 30 successive feet as required.
In the event that this Petition is In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the isevent of said performance of the stay of the sevent of said performance. mit during this period for good cause shown. Such request must be in writ-ing and received in this effice by the date of the hearing set above or pro-L Brief Halass 

PETICON FOR ZONING \*\* IANCE

approved, and as such, the Petition for Zoning Variance is hereby GRANTED, subject, however, to the following restriction: 1) The Petitioner may apply for his building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at his own risk until such time as the applicable appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition. Zoning Commissioner of Baltimore County

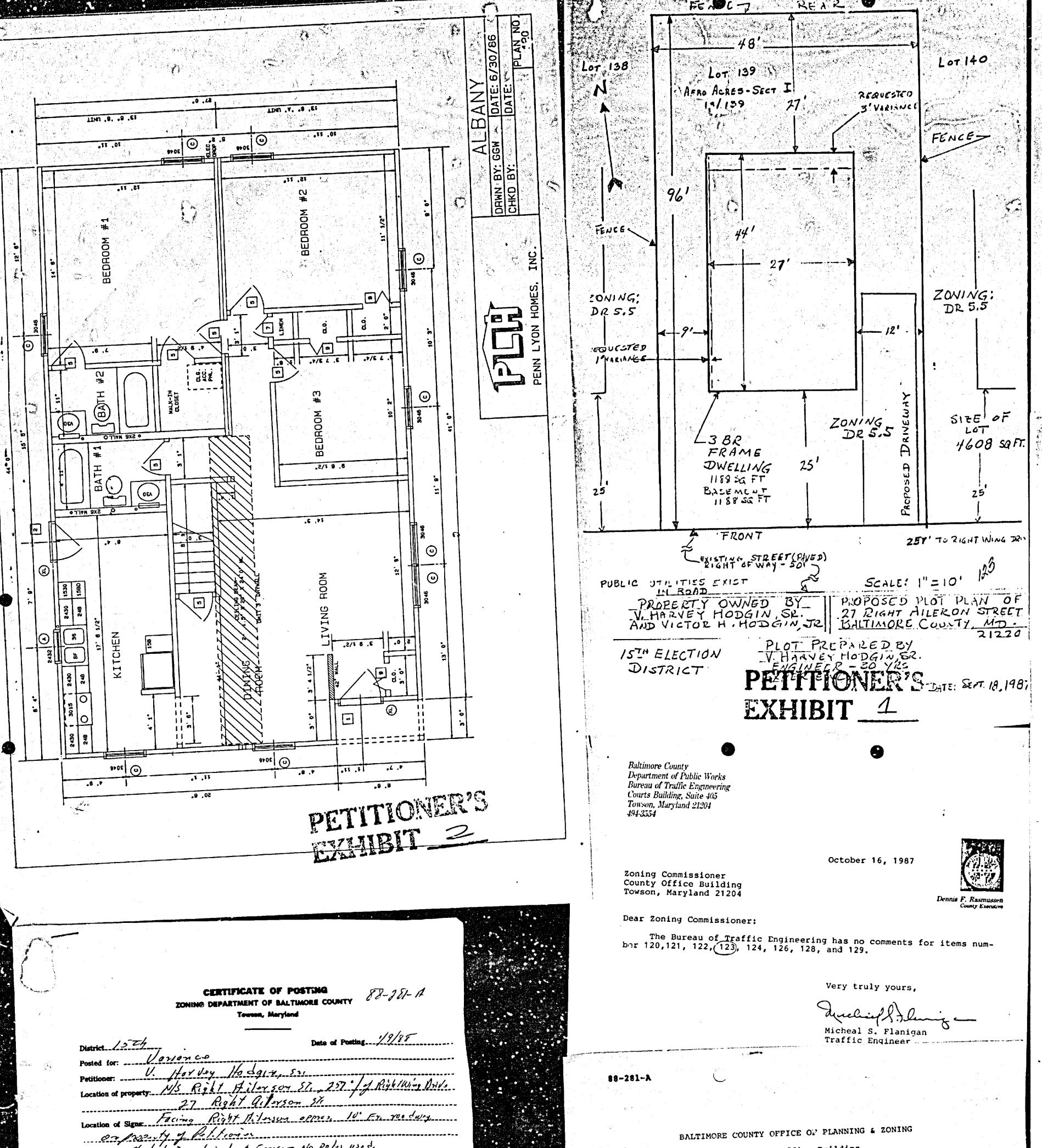
CERTIFICATE OF PUBLICATION THIS IS TO CERTIFY, that the annexed advertisement was The Zoning Contentiations of the suncer Learnty, by authority of the Zoning Act and Regulations of Sale-more County, will hold a public hearing on the property identified herein in Room life of the County Office Building, bushed at 111 W. Chenapeake Avenue in Ton son, Maryland as follows: published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on Menyland as follows:

Case mumber: 88-281-A
NS Right Alferson Servet,
297 of Right Wars, Drive
(27 Right Aderson betwee)
15th Election District
oth Councilmoses District
V. Hervey Ph. Agm., Se.
Proteorer
DATE/TIME: Threaday,
Jett.ary 26, 1988 at 2:00 p.m. Jin 2 1088 THE JEFFERSONIAN, Hertance to allow a side yard net-back of 9' instead of the required 10 frot end 27 foot rear yard netback instead of 30' test as required. In the event that this Postion is granted, a building permit may be sented within the thirty (30) day ap-peal period. The Zoneng Commis-ment will, however, entertain any required for a stey of the sessance of required for a stey of the sessance of sequent for a stey in we measure of said permit during this period for good cause shown. Such request must be in writing and secreted in this office by the date at the housing. set above or presented at the hom I. ROBERT HAINES ..... BUI DE ISSUED Flease make your check payable to Baltimore County, Maryland and forward County Office Rullding, Room 113, Towson, Maryland 21204. BITIMORE COUNTY, MARYLAND No. 47490 y truly yours. OFFICE OF FINANCE - REVENUE DIVISION M.SCELLANEOUS CASH RECEIPT ing Commissioner of Ltimore County RECEIVED Harney Hadgin. 8 8 [70 \*\*\* \* 65411a 8260 VALIDATION OR SIGNATURE OF CASHIER

Villiam B. Sutton, Require 2115 Old Orens Boad Baltimore, Haryland 21220 REE Petition for Zoning Veriance H/S Right Alleron Street, 257 W of Right Wing Drive (27 Right Allered Street) 15th Election District; 6th Councilmanic District Y. Larvey Hodgin, Sc., et al - Petitioners Case No. 83-281-4 Enclused please find the decision rendered in the above-referenced case. The Petition for Zoning Variance has been Granted, subject to the restriction noted in the attached Order. In the event the Secialon rendered is unfavorable to my party, please be advised that any party may file an appeal to the County Board of Appeals.
For further information on filing an appeal, please contact this office. Very truly yours. J. BOBERT BAINES Zoning Comissioner of Beltinore County JRH:DJ4 Enclosures cci Propie's Counsel NOTICE OF HEARING The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland as follows: Came number: 88-281-A N/S Right Ailerson Street, 257' of Right Wing Drive (27 Right Allerson Street) 13th Election District - 6th Councilmenic District V. Harvey Hodgin, Sr. - Petitioner DATE/TIME: Tuesday, January 26, 1988 at 2:00 p.m. Variance to allow a side yard setbeck of 9° instead of the required 10 feet and 27 foot rear yard setback instead of 30 feet as required. In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be in writing and received in this office by the date of the hearing set above or presented at the hearing. BALTIMORE COUNTY, MARYLAND le nocchi hashid WAFFICE OF FINANCE - REVENUE DIVISION Coning Commissioner of VISCELLANEOUS CASH RECEIPT altimore County

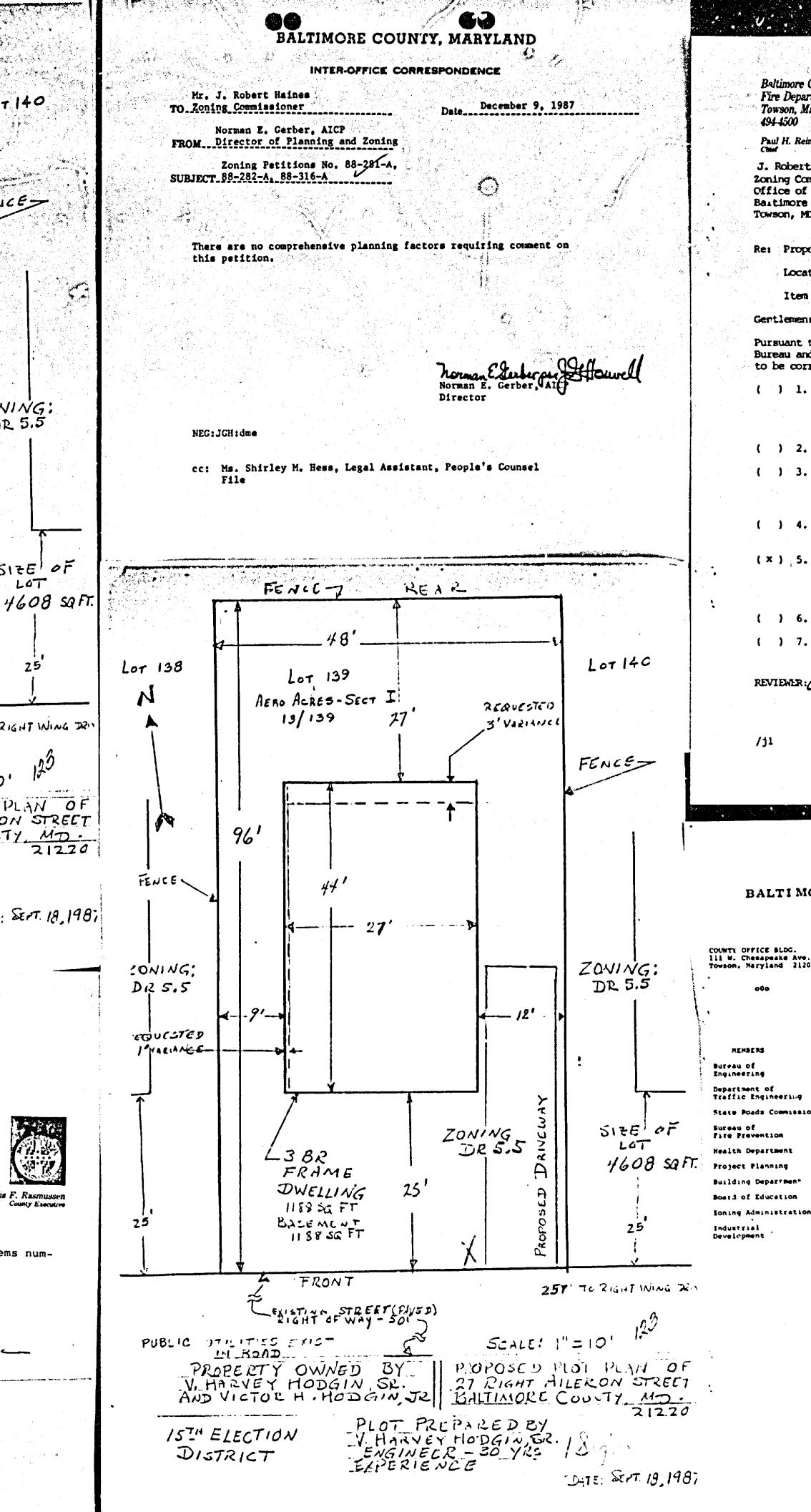
B 589-\*\*\*\*\*\*\*\*\*\*

VALIDATION OR SIGNATURE OF CASI.



Remarks: offschool to chain link france - No Poles used.

Posted by Missealy Date of return: 1/15/88



Baltimore County Fire Department Towson, Maryland 21204-2586

494-4500

Item No.: 123

Paul H. Reincke

October 19, 1987

J. Robert Haines **2oning Commissioner** Office of Planning and Zoning Baitimore County Office Building Towson, MD 21204

Re: Property Owner: V. Harvey Hodgin, Sr., et al Location: N/S Right Aileron Drive, 257 Right Wing Drive

Zoning Agenda: Meeting of 10/13/87

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

- ( ) 1. Fire hydrants for the referenced property are required and shall be located at intervals or \_\_\_\_ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.
- ( ) 2. A second means of vehicle access is required for the site.
- ( ) 3. The vehicle dead end condition shown at

EXCEEDS the maximum allowed by the Fire Department.

- ( ) 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.
- (X) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code," 1976 edition prior to occupancy.
- ( ) 6. Site plans are approved, as drawn.

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

January 12, 1988

COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

William R. Sutton, Esquire 2115 Old Orems Road Raltimore, Maryland 21220

RE: Item No. 123 - Case No. 88-281-A Petitioner: V. Harvey Hodgin, Sr., et al Petition for Zoning Variance

Dear Mr. Sutton:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above-referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this lase. The Director of Planning may file a written report with the "oning Commissioner with recommendations as to the suitability of the requested zoning.

> Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received. I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

> > Very truly yours, anio & Difer/KIB JAMES E. DYER

Zoning Plans Advisory Committee

JED:kkb

Enclosures

ZONING COMMISSIONER

Petitioner V. Harvey Hodgin, Sr., Received by: James E. Dyer Chairman, Zoning Plans Petitioner's William R. Sutton, Esq Advisory Committee

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204

Your petition has been received and accepted for filing this

3rd day of November 1987